IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.573 OF 2004
IN
NOTICE OF MOTION NO.122 OF 2002
IN
SUIT NO.152 OF 2002

Rajendra Hiralal Gandhi & Anr. .. Appellants.

V/s.

Kirit Jamnadas Mehta & Anr. .. Respondents.

Mr.B.G. Saraf for the appellants.

CORAM : R.M. LODHA, &
J.P. DEVADHAR, JJ.

DATED : 16TH SEPTEMBER, 2004.

P.C. :

Heard.

2. Though the learned motion Judge was satisfied that the case for an order of attachment before the judgment was made out but in view of the submission made by the learned counsel for the defendants (appellants herein) that the defendants would not alienate the subject flat, the learned Judge passed order directing the defendants not to

sell, transfer, alienate or otherwise deal with the subject flat.

3. The order does not call for any interference. The appeal is dismissed in limine.

(R.M. LODHA, J.)

(J.P. DEVADHAR, J.)